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Behavior Research Institute, Inc.

South Texas Medical Center
San Antonio, Texas

Phone: 210-408-7639 - Email: [Redacted] - Fax: 210-408-1804

Dear Examiner John Layck: [reference application number 10627286]

We've simply lost the ability to understand what in the world is going on. You have been professional and forthright and promised us numerous times that these extremely costly delays were over and the situation would be wrapped up in a matter of weeks. We are no complainers, we are scientists who understand pragmatism; however, we have now slipped into the absurd.

You should receive a follow up fax addressed to both you and the General Counsel.

Cordially,

Bill

William Rogers, Ph.D.
Director, Behavioral Medicine
Behavior Research Institute
[Redacted]

Member:



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Dear Examiner Charles Mamor [reference application number 10627286]

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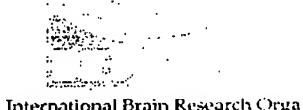
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PAGE 2/5 * RCVD AT 9/10/2007 12:25:06 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/3 * DNIS:2738300 * CSID:210 408 1804 * DURATION (mm:ss):02-04

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From Fax: 210-408-1804 - To Fax 571-273-8300

John Layck [examiner]

United States Patent and Trademark Office
P.O. Box 15667
Arlington, VA 22215

This is more of a 'concern' than a complaint. If the presenting problem does escalate into an actual 'complaint' we will utilize certified mail. At the moment, time is of primary importance. We have a utility patent that has been in the 'works' for nearly 5 years. On the part of USPTO there have been 'missteps' and misstep" all along the way. In the areas of funding, due to timeline delays, we have literally lost millions of dollars [and are a very small company]. Thank goodness, the invention is bio technologically unique and the need is pervasive; therefore, the situation can still be saved.

The invention data has been 'misplaced' for six months at a time. The revised claims have been lost and then found again 6 months later. We've been told at least 20 times that they were very close to 'wrapping' thing up.....when in fact there has been no movement that we are aware of. We have contacted the examiner and examiner supervisor more than 14 times by phone and by certified mail. We have never, I repeat, never received the courtesy of a call back. The only way we have been able to actually talk with them are if we are luck enough to call when they are there. Way too much to go into here. However, much bigger players are very much after what we have...and these abnormal and odd delays have helped them immensely. Maybe we should have been more aggressive from the start; however, we've never noticed any 'malice' on the part of the examiners...just simple a stunning lack of movement.

The examiner is Mr. John Lacyk. His supervisor is Mr. Charles Mamor. The invention is 'Electromagnetic Brain Animation' generation. And after all this time it is a now clinically tested, peer reviewed working model which has garnered the interest of a number of the larger private and governmental entities in the Western Hemisphere including, for example The National Aeronautics and Space administration.

We are sending a copy of this memorandum to both Mr. Lacyk and Mr. Mamor for their perusal.

Bill

William Rogers, Ph.D.
Director, Behavioral Medicine
Behavior Research Institute
William.Rogers@utmb.edu

Member:

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Charles Mamor [examiner supervisor]

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